



*hew*

PTO/SB/21 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/561,409	
	Filing Date	December 16, 2005	
	First Named Inventor	Smyth, Larry C.	
	Art Unit	3726	
	Examiner Name		
Total Number of Pages in This Submission	2	Attorney Docket Number	138/12US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input checked="" type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	Schwartz Law Firm, P.C.		
Signature			
Printed name	Jeffrey . Schwartz		
Date	August 13, 2007	Reg. No.	37,532

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:			
Signature			
Typed or printed name	Michelle H. Keane	Date	August 13, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

SERIAL NO. : 10/561,409 CONFIRMATION NO.: 1090  
APPLICANT : Smyth, Larry C. FILED: December 16, 2005  
ART UNIT : 3726  
  
DOCKET NO : 138/12US  
CUSTOMER NO : 36829

-----

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**STATUS REQUEST**

Sir:

The undersigned filed the above-referenced patent application on December 16, 2005. The undersigned received the Official Filing Receipt and Notice of Acceptance of Application Under 35 U.S.C. 371 from the U.S. Patent and Trademark Office on January 25, 2007 and the Notice of Publication of Application on July 9, 2007. As of this date, we have not received any other correspondence in reference to the application. It is therefore respectfully requested that the U.S. Patent and Trademark Office reply to the undersigned as to the status of the above-referenced matter.

Respectfully submitted,

Jeffrey J. Schwartz  
Attorney for Applicant  
Reg. No. 37,532

SCHWARTZ LAW FIRM, P.C.  
6100 Fairview Road, Suite 1135  
Charlotte, NC 28210  
Tel: (704) 552-1889  
Fax: (704) 552-1866  
Email: [jjjs@schwartz-iplaw.com](mailto:jjjs@schwartz-iplaw.com)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 August 13, 2007.

Michelle H. Keane

August 13, 2007  
Date